

ORIGINAL

FILED
U.S. DISTRICT COURT
AUGUSTA DIV.

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA
AUGUSTA DIVISION

2005 AUG 11 PM 2:30

CLERK B. McCarthy
SO. DIST. OF GA.

TRACY ANTHONY MILLER,

Petitioner,

v.

ALEXIS CHASE, Warden,

Respondent.

CV 105-093

ORDER

After a careful, *de novo* review of the file, the Court concurs with the Magistrate Judge's Report and Recommendation to which objections have been filed. Accordingly, the Report and Recommendation of the Magistrate Judge is **ADOPTED** as the opinion of the Court. Therefore, the motion to proceed *in forma pauperis* as well as any other motions filed by Petitioner, are deemed **MOOT**, this case is **DISMISSED** and this civil action is **CLOSED**.

SO ORDERED this 11th day of August, 2005, at Augusta, Georgia.


UNITED STATES DISTRICT JUDGE

United States District Court
Southern District of Georgia

MILLER
_____)

vs)

CHASE
_____)

CASE NUMBER CV105-093

DIVISION

AUGUSTA

The undersigned, a regularly appointed and qualified deputy in the office of the Clerk of this district, while conducting the business of the Court for said division, does hereby certify the following:

1. Pursuant to the instructions from the Court and in the performance of my official duties, I personally placed in the United States Mail a sealed envelope, and properly addressed to each of the persons, parties or attorneys named below; and
2. That the aforementioned enveloped contained a copy of the document dated 08/11/05, which is part of the official record of this case.

Date of Mailing:

08/11/05

Date of Certificate



same date,

or

Scott L. Poff, Clerk

By:



Joe Howell, Deputy Clerk

Name and Address

TRACY ANTHONY MILLER SERVED @ PRISON ADDRESS



Copy placed in Minutes



Copy given to Judge



Copy given to Magistrate